

Judge Richard A. Jones

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

BRIAN FARRELL,

Defendant.

NO. CR15-029RAJ

**[PROPOSED] ORDER CONTINUING
TRIAL**

THE COURT has considered the motion filed by the parties requesting a continuance of the trial date.

In light of the circumstances that are presented in the motion, and in particular the impending retirement of defense counsel, as well as the discovery matter referenced in the motion, THE COURT finds that a failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv). THE COURT also finds that the failure to grant a continuance of the trial date would result in a miscarriage of justice, 18 U.S.C. § 3161(h)(7)(B)(i). THE COURT also finds that the ends of justice will be served by ordering a continuance in this case, that a continuance is necessary to ensure adequate time for effective case preparation, and that these factors outweigh the best interests of the public and the Defendant in a speedy trial.

1 Accordingly, THE COURT ORDERS that the period of time from the date of this
2 Order until November 30, 2015, shall be excludable time pursuant to the Speedy Trial
3 Act, 18 U.S.C. § 3161(h)(7)(A). The motions cutoff date is set at October 15, 2015.

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5 DATED this ____ day of _____, 2015.

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9 RICHARD A. JONES
10 United States District Judge

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12 Presented by:

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14 /s/ Thomas M. Woods
15 THOMAS M. WOODS
16 Assistant United States Attorney
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